

**Town of Shrewsbury - Board of Selectmen  
Richard D. Carney Municipal Office Building – Selectmen's Meeting Room  
100 Maple Avenue  
Monday, February 10, 2003 at 7:00 PM**

**Minutes**

**Present:**

Bruce Card, Maurice DePalo, Thomas Fiore, Philip Hammond, John Lebeaux and Daniel Morgado, Town Manager. Mr. Fiore, Chairman, called the meeting to order at 7:00 pm.

**Preliminaries:**

1. Approve bills, payrolls and warrants #0363 in the amount of \$259,011.05 and #0366 in the amount of \$1,675,065.92. Motion was made, seconded and unanimously voted to approve.
2. Approve Minutes of January 27, 2003 and February 1, 2003. Motion made, seconded and unanimously approved.
3. Announcements – Mr. Card announced that there will be a meeting of the Jordan Pond Watershed Assoc. on Tuesday, February 25<sup>th</sup> in Conference Room B at the Town Hall. GZA Environmental will present their findings at this meeting. Comments from residents are appreciated. He also asked Mr. Morgado which of the municipal buildings were under contract for cleaning. Mr. Morgado replied that the Middle and Floral Street Schools, Town Hall, Police Station and Administrative wing of the new high school are cleaned under contract. The old high school is not involved in the contract. Mr. Card also asked if anything was being done to equip our Fire and Police Departments in light of the terrorism alerts. Mr. Morgado responded that nothing has been added to the equipment that these departments have already. He suggested that this topic be brought up for discussion with our legislators at the February 22<sup>nd</sup> meeting. Mr. Fiore announced that the Parks & Recreation would be holding a children's concert at the Middle School on February 18<sup>th</sup> at 10:00am. Tickets are available at the door at a cost of \$2.00 for children and \$1.00. Spring registration will begin on Saturday, March 8<sup>th</sup> from 8:00am to 10:00am at the Parks & Recreation Office. The Parks Dept. would like to remind residents that snow mobiles are not allowed on the Town's fields or parks. Mr. Lebeaux added that the web site is now up and running. Logging in on the old web site will connect you through.
4. Town Manager's Report - Nothing other than what is on the Agenda.

**Meetings:**

5. 7:00pm - Adoption of new Rules & Regulations for Water Dept. – Robert Tozeski. Mr. Tozeski was present and advised that during discussions with the DEP regarding compliance with their demand to lower water use, it was suggested that the Town institute a water connection fee of \$1,000 for new home connections. The money collected would be paid into the general fund and be used to fund water conservation programs. Mr. Tozeski reviewed what the funds from the fees would be used for: Water Conservation Educational Materials and Programming including salaries of persons engaged in water conservation program efforts, Water Audits, Residential and Municipal Buildings retrofit programs, Meter Replacement and upgrades, System Wide Planning and Studies, Software costs associated with tracking, modeling and analysis of water consumption, Rate Studies, Regulatory Compliance expenses such as dealing with Water Management Act (WMA) and Inter-Basin Transfer Act (IBT) compliance expenses, Systems upgrades associated with improved efficiency of distribution storage such as telemeter and other control system equipment and/or software, Leak Detection Programs, and any other water conservation purposes deemed appropriate by the Board of Selectmen. The \$1,000 fee would be in addition to the present \$100 permit fee and \$165 water meter fee. According to the DEP the Town of Shrewsbury's water usage should be 65 gallons per person per day. At present the usage is 91 gallons per person per day. The Board unanimously voted to adopt amendments to the Rules and Regulations for Water Line Installation. In a related issue the Board discussed prohibiting connection of automatic in-ground irrigation systems to the town water supply. Mr. Lebeaux recused himself citing conflict of interest. Motion was made, seconded and voted four in favor with one abstention to prohibit new connections to the municipal water system for in-ground lawn and garden irrigation systems.

**Hearings:**

BOS Minutes of February 10, 2003

6. 7:05pm – Enterprise Rent-a-Car, 800 Hartford Turnpike, Stuart J. Stumpf, Mgr., Class II License. Hours of operation: Monday-Friday 8:00am-7:00pm, Saturday, 9:00am-4:00pm. Richard Ricker, attorney for Enterprise Rent-a-Car was present and requested that the hearing be postponed for two weeks or whenever it be convenient for the Board to reschedule. Mr. Fiore recused himself citing possible conflict of interest. Motion was made, seconded and voted four in favor with Mr. Fiore abstaining to approve the request for a postponement. Hearing is rescheduled for February 24, 2003 at 7:15pm.
7. 7:15pm – Edgemere Discount Wine & Spirits, LLC, 10 Hartford Turnpike, Louis A. DeSantis, owner, All Alcohol Retail Package Store License. Hours of operation: Monday- Saturday 9:00am-11:00pm, Sunday (Holiday season only). Mr. DeSantis and his Atty. Morris Bergman were present. Mr. DeSantis told the Board that he was purchasing, Edgemere Discount Liquors, the present all alcohol package store at this location and that no changes were planned. Mr. Fiore advised that all reports from department heads were favorable. Following a few questions from Board members, Mr. Fiore opened the hearing for public comment. Seeing none, motion was made, seconded and unanimously voted to close the hearing. Motion was made seconded and unanimously voted to approve the transfer of the All Alcohol Package Store License from Edgemere Discount Liquors to Louis A. DeSantis, owner, Edgemere Discount Wine & Spirits, LLC. 10 Hartford Turnpike. Hours of operation Monday-Friday 8:00am-7:00pm, Saturday 9:00am-4:00pm.

#### **Old Business:**

8. Land Acceptances – Shrewsbury Commons/Corcoran. June Tomaiolo, representing the Corcoran family, was present and reviewed the Corcoran family's proposal to give three parcels of land to the Town for conservation purposes abutting the Shrewsbury Commons Condominiums. After a discussion the consensus of the Board was to accept the property for conservation purposes and will put the proposal on the Annual Town Meeting Warrant.
9. Report from Chief Sampson re Precinct 9 Polling Place. Chief Sampson will monitor the location during the spring elections. Officer will be assigned if necessary.
10. Report from Chief Sampson re Clews Street. Truck exclusion is not recommended due to on-going construction off Clews Street and several businesses located there. The Chief also recommended installation of thickly settled advisory signs rather than speed limit signs. The Board agreed with the Chief's recommendation regarding installation of the thickly settled zone signs. The Board would like the request for installation of truck exclusion signs revisited after construction is completed. Request to be forwarded to Chief Sampson. Mr. Fiore will respond to Mr. and Mrs. Canestraro regarding their request.

#### **New Business:**

11. Reappoint Patricia Babin and Gerald Nowosacki to the Human Services Advisory Board for a term of three years expiring on January 31, 2006. Motion was made, seconded and unanimously voted to reappoint Patricia Babin and Gerald Nowosacki to the Human Services Advisory Board for three year terms expiring on January 31, 2006.
12. Reappoint Philip Heywood to the Cultural Council for a term of three years expiring on February 10, 2006. Motion was made, seconded and unanimously voted to reappoint Philip Heywood to the Cultural Council for a three year term expiring on February 10, 2006.
13. Appoint Nicholas DiPilato to the Scholarship Committee for a three year term to expire October 31, 2006. Motion was made to appoint Nicholas DiPilato to the Scholarship Committee for a three year term expiring on October 31, 2006. Motion was seconded and unanimously approved.
14. Discussion Special Town Meeting Warrant. Mr. Morgado advised that there are ten articles on the warrant. Six of these are zoning changes which have come out of Master Plan discussions. A public hearing on these changes will be held on February 27<sup>th</sup> at 7:00pm. Article 9 deals with the transfer of funds from the Sewer Surplus Acct. for costs associated with Infiltration and Inflow Study of Sewer System. Article 9 is transfer of funds from Water System Improvements Acct. for costs associated with repair, refurbishment and improvements of Home Farm Well 6-2. Article 10 deals with reworking of Article 18 Water Use Restrictions by deleting the present Article and replacing it with new restrictions on odd and even watering, restrictions covering manual and automatic watering and defining restrictions regarding watering of new lawns.

#### **Executive Session:**

13. Collective bargaining and pending litigation. Motion was made, seconded, and unanimously voted to adjourn into executive session at 9:21 pm and not to reconvene for the purpose of discussion of collective bargaining. The Board was polled, Mr. Card, yes, Mr. Lebeaux, yes, Mr. Hammond, yes, Mr. DePalo, yes, and Mr. Fiore, yes.

**Communications:**

16. Noted copy mailed: USFilter Toxicity Report, December 2002.
17. Noted copy mailed: Notice from CMRPC re 9<sup>th</sup> Annual Transportation Information Forum.
18. Noted copy mailed: Notice from MBTA Advisory Board re Next Advisory Board Meeting and Minutes, 10/29/02.
19. Noted copy mailed: Memo from Jack Perreault, Town Engineer, re Revisions to Sewer Regulations. The Conservation Commission has just reviewed and have made corrections.
20. Noted copy mailed: Snow Storm Reports, 12/25/02, 1/1/03, 1/3-4/03.
21. Noted copy mailed: ZBA Hearing Minutes, 12/17/03, Stephen & Margaret Aulenback, 150 Spring Street.
22. Noted copy mailed: ZBA Hearing Minutes, 12/17/03, Northeast Financial Management Corp., 46-48 Stoneland Road.
23. Noted copy mailed: ZBA Hearing Minutes, 12/17/03, Westborough Bank, 23 Maple Avenue.
24. Noted copy mailed: E-mail from Ryan O'Neil re 6 Shannon Drive. Developer has taken care of this matter.
25. Noted copy mailed: Invitation from the Worcester City Council Standing Committee on House & Neighborhood Revitalization to attend meeting on to discuss Housing Market study on 2/12/03.
26. Noted copy mailed: Notice of Audit Findings re Flynn's Truck Stop from D.E.P.
27. Noted copy mailed: Notice of Audit Findings re GMS Automotive, Inc. from D.E.P.
28. Noted copy mailed: Letter from Town Eng. Jack Perreault to MassHighway re Grafton St. Improvements Project. Conversations with District 3 are going forward re design standards.
29. Noted copy mailed: MMA Action Alert #2, 1/30/03, Governor Announces \$114 Million Direct Local Aid Cut.
30. Noted copy mailed: Dept. of Housing & Community Development Grant Alert, Community Develop. Fund I & II.
31. Noted copy mailed: Mass. Dept. of Revenue Bulletin 2003-02B, FY 2003 Local Aid Reductions.
32. Noted copy mailed: Letter from D.E.P. re Information Request - Local PWS Water Use. Water Conservation issues.
34. Noted copy mailed: Notice from D.E.P. re Worcester Sand & Gravel Executed Administrative Consent Order with Penalty.
35. Noted copy mailed: Request from the U.S. Holocaust Memorial Museum to issue a Days of Remembrance Proclamation on April 29, 2003.
36. Noted copy mailed: Notification from CMRPC of FY 2004 assessment.
37. Noted copy mailed: Notice from MBTA Advisory Board re next meeting and meetings materials.
38. Noted copy mailed: COA Board Meeting Minutes-6/12/02, 8/14/02, 9/11/02, 10/9/02, 11/13/02, and 12/1/02.
39. Noted copy mailed: Planning Board Meeting Minutes, 1/9/03.
40. Noted copy mailed: School Committee Meeting Agenda, 2/12/03.
41. Noted copy mailed: Mass. Dept. of Revenue Bulletin 2003-03B re Impact of FY03 Local Aid Reductions on Quarterly Distributions.

Motion was made, seconded, and unanimously voted to adjourn into executive session at 9:06 pm not to reconvene for the purpose of discussing collective bargaining.

Respectfully submitted,

Janice C. McCoy  
Secretary